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8  
9 UNITED STATES DISTRICT COURT  
10 SOUTHERN DISTRICT OF CALIFORNIA

11 JUAN ALBERTO RAFAEL JACINTO,  
12

13 Petitioner,

14 v.

15 CHRISTOPHER J. LAROSE, Senior  
16 Warden, Otay Mesa Detention Center; *et*  
*al.*,

17 Respondents.  
18

Case No.: 26-cv-03416-JES-AHG

**RESPONSE TO PETITION**

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21 Petitioner appears to be a member of the Bond Eligible Class certified in *Maldonado*  
22 *Bautista v. Santacruz*, 813 F. Supp. 3d 1084 (C.D. Cal. 2025). The Ninth Circuit has stayed  
23 application of the Order beyond the Central District of California. However, Respondents  
24 acknowledge the prior orders from this District directing bond hearings pursuant to 8  
25 U.S.C. § 1226(a) in similar cases.<sup>1</sup>

26  
27 <sup>1</sup> To the extent the Court issues an order directing a bond hearing under 1226(a),  
28 considering heavy caseloads and staffing levels, Respondents respectfully request that such  
order provide the government 14 days from issuance to hold such bond hearing.

1 Respondents therefore do not oppose an order from this Court directing a bond  
2 hearing be held pursuant to 8 U.S.C. § 1226(a).<sup>2</sup>

3  
4 DATED: June 9, 2026

ADAM GORDON  
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6 CAMILLE SAVEDRA  
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25 <sup>2</sup> The Ninth Circuit has confirmed that at a bond hearing under 8 U.S.C. § 1226(a), the  
26 burden is on the detainee to demonstrate by a preponderance of the evidence that he is  
27 not a flight risk or danger to the community. *See Rodriguez Diaz v. Garland*, 53 F.4th  
28 1189, 1197 (9th Cir. 2022); *see also Dos Santos v. Becerra*, No. 26-cv-01423-GPC-VET,  
2026 WL 800201 (S.D. Cal. Mar. 23, 2026).